

12-03-03

#37/1532

Docket No. 104914.231

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Reissue Application of : Jeffrey M. Leiden  
Filing Date : Herewith  
For : *10/726,258*  
Long-Term Expression of Erythropoietin and  
Growth Hormone by Transforming Muscle Cells

Based on U.S. Patent No. 6,613,319

Application No. : *10/726,258*  
~~09/091,134~~  
Filing Date : June 23, 1998  
(Continued Prosecution Application filed  
December 18, 2000)  
Examiner : Falk, Anne Marie  
Art Unit : 1632

**Certificate of Express Mailing**

I hereby certify that this correspondence is being deposited with the  
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324102767 US, postage prepaid in an envelope addressed to: Mail Stop  
Reissue, Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450 on December 1, 2003.

Signature: *M. Lisa Wilson*

M. Lisa Wilson

Mail Stop: REISSUE  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. §§ 1.55 AND 1.78 FOR  
UNINTENTIONALLY DELAYED CLAIM FOR PRIORITY**

In accordance with the provisions of 37 C.F.R. §§ 1.55 and 1.78, applicant respectfully  
requests acceptance of the claim for priority under 35 U.S.C. §§ 119 and 120 submitted with.

12/05/2003 WARDELRI 00000002 080219 09091134

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07/22/2004 DULLEIA1 00000001 080219 10725258

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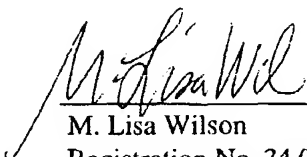
Adjustment date: 06/29/2004  
12/05/2003 WARDELRI 00000002 080219  
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on August 22, 1997 and provisional application U.S. Serial No. 60/024,511, filed August 23, 1996. No new matter has been introduced.

The Commissioner is authorized to charge the necessary petition fee of \$1,300.00 set forth in 37 C.F.R. § 1.17(t) to our Deposit Account No. 08-0219. The Commissioner is also authorized to charge any fees associated with the pendency of this application, or credit any overpayment to our Deposit Account No. 08-0219.

Respectfully submitted,

December 1, 2003

  
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M. Lisa Wilson  
Registration No. 34,045

HALE AND DORR LLP  
300 Park Avenue  
New York, NY 10022

Direct Line: (212) 937-7258  
Tel: (212) 937-7200  
Fax: (212) 937-7300

Email: [lisa.wilson@haledorr.com](mailto:lisa.wilson@haledorr.com)